

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Tso et al.

Application No.: 10/812,366

Confirmation No.: 3678

Filed: March 26, 2004

Art Unit: 1641

For: ANTI-PLEIOTROPHIN ANTIBODIES AND
METHODS OF USE THEREOF

Examiner: J. L. Grun

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

STATEMENT REGARDING DEPOSIT

Pursuant to 37 CFR §1.806 and §1.808, the undersigned hereby states as follows:

1. The above-referenced application contains reference to a biological material that can be and was deposited under the Budapest Treaty at the American Type Culture Collection (ATCC), 10801 University Boulevard, Manassas, VA 20110-2209. A hybridoma 3B10 was deposited on July 13, 2010 under conditions that satisfy the requirements of the Budapest Treaty and was assigned ATCC deposit designation PTA-11180. Copies of the ATCC Deposit Form and Deposit Receipt are attached as Exhibits A and B, respectively. Note that Applicants have redacted certain personal information not material to the deposit, such as address and telephone numbers, from Exhibit A.

2. Deposit PTA-11180 will be maintained in a public depository for the enforceable life of the patent which issues from the above-referenced application, a term of at least thirty years from the date of deposit, or at least five years after the most recent request for the

furnishing of a sample of the deposit is received by the depository, whichever is longer. If the culture should become nonviable, it shall be replaced with a viable culture of the same kind.

3. In accordance with 37 CFR §1.808(a)(1), access to deposit PTA-11180 will be available during the pendency of the above-referenced application to one determined by the Commissioner to be entitled thereto under 37 CFR §1.14 and 35 USC §122.

4. In accordance with 37 CFR §1.808(a)(2), and except as permitted by 37 CFR §1.808(b), all restrictions imposed by the depositor on the availability to the public of the deposited material will be irrevocably removed upon the granting of a patent on the above-referenced application.

5. The undersigned is an attorney of record.

Date: August 2, 2010

Respectfully Submitted,
/Melissa S. Rones/

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